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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/679,580	10/06/2003	Usha Kasid	224378

000023460  
LEYDIG VOIT & MAYER, LTD  
TWO PRUDENTIAL PLAZA, SUITE 4900  
180 NORTH STETSON AVENUE  
CHICAGO, IL 60601-6780



CONFIRMATION NO. 8237  
FORMALITIES LETTER



\*OC000000012838598\*

Date Mailed: 06/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/04/2004 EFLORES 00000046 121216 10679580

01 FC:2051 65.00 DA

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*CK*  
*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



**PATENT**  
Attorney Docket No. 224378  
Client Reference No.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Kasid et al.

Group Art Unit: 1651

Application No. 10/679,580

Examiner: Unassigned

Filing Date: October 6, 2003

For: GENE SCC-112 AND DIAGNOSTIC  
AND THERAPEUTIC USES THEREOF

**RESPONSE TO NOTICE TO  
FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir

Applicant(s) hereby respond(s) to the Notice to File Missing Parts of Nonprovisional Application dated June 2, 2004.

The items checked below are appropriate:

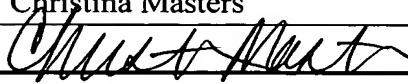
**1. Status of Applicant**

This application is on behalf of  other than a small entity or  a small entity.

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**CERTIFICATE OF MAILING UNDER 37 CFR 1.10**

I hereby certify that this Response and all accompanying documents are being deposited with the United States Postal Service on the date indicated below, in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10, Mailing Label Number EV 419250964 US, addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Christina Masters		
Signature		Date	August 2, 2004

**2. Documents Submitted Herewith**

- a.  Executed Declaration of inventor(s)
- b.  Nucleotide and/or Amino Acid Sequence Submission:
  - i.  Computer Readable Form (CRF)
  - ii. Specification Sequence Listing on:
    - (1)  CD-ROM or CD-R (2 copies); or
    - (2)  Paper Copy
  - iii.  Statement verifying identity of above copies
- c.  Verified English translation of application
- d.  Copy of the Notice to File Missing Parts of Nonprovisional Application
- e.  Substitute Drawings
- f.  Other:

**3. Application Filing Fee**

- a.  No application filing fee due
- b.  Application filing fee due in amount calculated below:

<b>APPLICATION FEES</b>			
CLAIMS	NUMBER FILED	NUMBER EXTRA	BASIC FEE
Total Claims	- 20 =		× \$18.00 \$
Independent Claims	- 3 =		× \$86.00 \$
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable		+ \$290.00	\$
Total of above calculations =			\$
Reduction by 50% for filing by small entity =			\$( )
<b>Fee Already Paid =</b>			\$( )
<b>Fee Due =</b>			\$

**4. Late Filing of Oath or Declaration Surcharge**

Pursuant to 37 CFR 1.16(e), the surcharge for filing this Response is for  
 other than a small entity or  a small entity.

**Fee Due** \$ 65.00

**5. Non-English Specification Surcharge**

Pursuant to 37 CFR 1.17(i), the surcharge for submitting an English translation of the non-English specification is included.

**Fee Due** \$ 0.00

**6. Extension of Time**

- Applicant(s) petition(s) for a one-month extension of time under 37 CFR 1.136, the fee for which is \$110.00.
- Applicant(s) believe(s) that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant(s) has/have inadvertently overlooked the need for a petition and fee for extension of time.

**Fee Due \$**

**7. Total Fee Due**

The total fee due is:

Application Filing Fee	\$ 0.00
Late Filing of Declaration Surcharge	\$ 65.00
Non-English Specification Surcharge	\$ 0.00
Extension of Time Fee	\$ 0.00

**Total Fee Due: \$65.00**

**8. Fee Payment**

- Attached is a check in the sum of \$ .
- Charge Account No. 12-1216 the sum of \$65.00. A duplicate of this transmittal is attached.

**9. Fee Deficiency**

- If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

M. Daniel Hefner, Reg. No. 41,826  
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Two Prudential Plaza, Suite 4900  
180 North Stetson Avenue  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: August 2, 2004

Missing Parts Response (Revised 2004 02 07)